



ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE

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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

A. P. STATE WAQF BOARD, VIJAYAWADA

1. JANAB SHAIK KARIMULLA S/o LATE MOHAMMED ALI 2. SHAIK IBRAHIM S/o LATE MOHAMMED ALI AND 3. SK. REHAMAN S/o LATE MOHAMMED ALI APPOINTED AS MUTAWALLIES, AT DARGAH HZT SYED SHA BUQARI QUADRI AND ITS ATTACHED PROPERTIES IN IBRAHIMPATNAM (M), KONDAPALLY (V) KRISHNA DISTRICT.

Read : 1) Boards Proceedings No. AN2/KR/92/84, Dt. 21-03-1985.
2) Boards Proceedings No. B3/59/KRN/99, Dt. 02-11-2000.
3) Joint application of Janab Shaik Karimulla & (2) others, Dt. 19-04-2006.
4) Letter No. Waqfs/32/KST/87, Dt. 04-09-2006 of DMWO, Krishna District.
5) Report of the Inspector Auditor Waqfs, Krishna District, Dt. 09-12-2009.
6) Joint report of the DMWO, Krishna District & I.A Waqf, Krishna, Dt. 15-10-2013.
7) Report of the Inspector Auditor Waqfs, Krishna District, Dt.06-04-2015 & 23-06-2017.
8) Orders of the Competent Authority, APSWB, Dated: 29-11-2017.

F.No.B3/29/KST/2006,- The Waqf Institution namely Syed Sha Buqari Quadri situated at 'B' Colony, Kondapally (V) Ibrahimpatnam (M) Krishna District is a notified Waqf Institution published in the A.P.Gazette, Dt:28-06-1962 at SI.No.740 and its attached properties Under Towliathship of 1. Shaik Fareed 2.Shaik Dawood

In the reference 1st read above, the Board has appointed Janab Mohd.Ali, S/o Late Shaik Fareed in place of deceased notified Muthawalli at Sl. No.1.

In the reference 2nd read above, the Board has appointed (3) Muthawallies i.e 1. Janab Rahimulla Sha S/o Late Sk Dawood 2. Janab Habibullah Sha S/o Late Sk Dawood 3. Janab Fakrullah Sha S/o Late Sk Dawood in place of deceased notified Muthawalli at Sl. No.2.

In the reference 3rd read above Janab Shaik Karimulla S/o Late Mohd Ali and (2) brothers have submitted application for appointment of Muthawallies in place of their deceased father Late Janab Mohd Ali.

In the reference 4th read above, the DMWO, Krishna District has submitted that the citation was published in Vartha Krishna District Edition, Vijayawada dt.23-06-2006 for calling claims and objections for appointment of Muthawalli to the subject Waqf institution, but there is no claims and objections received so far, Hence he requested to communicate the orders passed if any for appointment of Muthawallies in respect of the subject institution.

In the reference 5th read above, Inspector Auditor, Waqfs, Krishna District has reported that the applicant and his (2) brothers approached to the Waqf Board, Dt.19- 04-2006 to appoint them as successors Late Janab Mohd Ali and basing upon their application and the Board has issued citation for appointment of Muthawallies in place of their late father.

In the reference 6th read above, the Joint report of the DMWO, Krishna District & I.A, Waqf, Krishna District have submitted that Janab Late Mohd Ali has discharged his duties as Muthawalli by paying Waqf fund regularly and died on 31-01-2006. The rule of succession of Muthawalliship of the subject Dargah is hereditary by custom. Their family members legal representatives requested to appoint them as Muthawallies of the Dargah in the place of their father late Shaik Mohd Ali and they requested to examine for appointment of Muthawallies and resolve the long pending matter at the earliest.

In the reference 7th read above, the I.A Waqf, Krishna District has reported that as per DCB Register the (2) branches Muthawallies on paying Waqf fund regularly. There is no other income to the Dargah except Hundis. The (2) branches Muthawallies celebrating annual URS every year. Now the institution is running smoothly without any allegations from any corner.

Further the I.A Waqf, Krishna District has recommended to appoint 1. Janab Shaik Karimulla S/o Late Mohammed Ali, 2. Shaik Ibrahim S/o Late Mohammed Ali and 3. Shaik Rehman S/o Late Mohammed Ali as Mutawallies to the Dargah Hzt Syed Sha Buqari Quadri situated at 'B' Colony, Kondapally (V), Ibrahimpatnam (M), Krishna District

The matter was placed before the Competent Authority, who after careful examining the issue, passed orders for recognition of Janab 1. Janab Shaik Karimulla S/o Late Mohammed Ali, 2. Shaik Ibrahim S/o Late Mohammed Ali and 3. Sk Rehman S/o Late Mohammed Ali as Mutawallies U/s. 42 of Waqf Act. 1995 in place of their deceased Muthawalli Janab Mohd Ali S/o Late Janab Shaik Fareed.

Accordingly 1. Janab Shaik Karimulla S/o Late Mohammed Ali, 2. Janab Shaik Ibrahim S/o Late Mohammed Ali and 3. Janab Shaik Rehman S/o Late Mohammed Ali are hereby recognized as Mutawallies, U/Sec.42 of Waqf Act, 1995 in place of his deceased father Late Mohd Ali S/o Late Janab Shaik Fareed in respect of the Dargah Hzt Syed Sha Buqari Quadri situated at 'B' Colony, Kondapally (V), Ibrahimpatnam (M), Krishna District.

The Mutawallies should discharge the legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rules 20 of A.P. Waqfs Rules, 2000 and should follow the instructions issued by the Board from time to time, they should submit the Accounts, Budget, Income & Expenditure statement, and paid Waqf Fund properly, failing which Section 61 and 64 of the Waqf Act, 1995 will be attracted Duties mentioned hereunder.

- a) To implement the orders issued by the Board & from time to time.
- b) To carry out the directions of the Board.
- c) To allow Inspection of Waqfs property accounts and records or deeds and documents relating thereto.
- d) To discharge all public dues.
- e) To do any other Act which he is Lawfully required to do by or under this Act.
- f) Shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any fact.
- g) That the Mutawalli is restrict or to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, while granting Lease of any agricultural land.
- i) He will not be entitled to expend the Monies of Waqf exceeding 10% of the Net Annual Income.

As per Sec. 101 (2) of the Waqf Act, 1995 “Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec. 21 of the Indian Penal Code”. As such, for the illegal act if any, every member of the committee will be liable for penal action. The Committee shall also noted that Sec.3 (ee) defined encroacher, sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully delinquency and maintain account scrupulously.

The APSWB reserves its right to modify / cancel / alter / withhold the order at any time without assigning any reasons thereof.

JANAB L. ABDUL KHADIR,
CHIEF EXECUTIVE OFFICER,
ANDHRA PRADESH STATE WAQF BOARD,
VIJAYAWADA.

To

1. **Janab Shaik Kaimulla** S/o Late Janab Mohd Ali.
2. **Janab Shaik Ibrahim** S/o Late Janab Mohd Ali.
3. **Janab Shaik Rehman** S/o Late Janab Mohd Ali. Mutawallies,
Dargah Hzt Syed Sha Buqari Quadri (Rh), 'B" Colony, Kondapally (V),
Ibrahimpatnam (M), Krishna District.